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NIKE, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA,
OAKLAND DIVISION

CELLSPIN SOFT, INC.,

CASE NO. 17-cv-05931-YGR

Plaintiff,

V.

NIKE, INC.,

**[PROPOSED] ORDER GRANTING
DEFENDANTS' MOTION TO DISMISS
PLAINTIFF CELSPIN SOFT, INC.'S
COMPLAINTS**

Date: March 6, 2018
Time: 2:00 p.m.
Dept.: Courtroom 1, 4th Floor
Judge: Hon. Yvonne Gonzalez Rogers

CELL SPIN SOFT INC.

CASE NO. 17-cv-05928-YGR

Plaintiff.

V

FITBIT INC

Defendant.

1 CELLSPIN SOFT, INC.

2 Plaintiff,

3 v.

4 MOOV, INC.

5 Defendant.

CASE NO. 17-cv-05929-YGR

7 CELLSPIN SOFT, INC.,

8 Plaintiff,

9 v.

10 FOSSIL GROUP, INC.,

11 Defendant.

CASE NO. 17-cv-05933-YGR

12 CELLSPIN SOFT, INC.

13 Plaintiff,

14 v.

15 TOMTOM, INC., et al.,

16 Defendant.

CASE NO. 17-cv-05937-YGR

18 CELLSPIN SOFT, INC.,

19 Plaintiff,

20 v.

21 GOPRO, INC.,

22 Defendant.

CASE NO. 17-cv-05939-YGR

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CELLSPIN SOFT, INC.,
Plaintiff,
v.
PANASONIC CORPORATION OF
NORTH AMERICA,
Defendant.

CASE NO. 17-cv-5941-YGR

CELLSPIN SOFT, INC.,
Plaintiff,
v.
CANON U.S.A., INC.,
Defendant.

CASE NO. 17-cv-5938-YGR

CELLSPIN SOFT, INC.
Plaintiff,
v.
JK IMAGING LTD.,
Defendant

CASE NO. 17-cv-06881-YGR

1 Having considered Defendants NIKE, Inc. (“Nike”), Fitbit, Inc. (“Fitbit”), Moov, Inc.
2 d/b/a Moov Fitness Inc. (“Moov”), Fossil Group, Inc. (“Fossil”), Misfit Inc. (“Misfit”), TomTom,
3 Inc. (“TomTom”), GoPro, Inc. (“GoPro”), Canon U.S.A., Inc. (“Canon”), Panasonic Corporation
4 of North America (“Panasonic”), and JK Imaging Ltd. (“JK Imaging”) (collectively,
5 “Defendants”) Motion to Dismiss Plaintiff Cellspin Soft, Inc.’s Complaints (“Motion”), the
6 Motion is GRANTED. The claims of the Asserted Patents are invalid under 35 U.S.C. § 101 as
7 directed to ineligible subject matter, and Plaintiff accordingly has failed to state a claim upon
8 which relief can be granted. IT IS HEREBY ORDERED that Plaintiff’s Complaints are
9 dismissed with prejudice pursuant to Fed. R. Civ. P. 12(b)(6).

10 IT IS SO ORDERED.

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13 Dated: _____, 2018

14 YVONNE GONZALEZ ROGERS
United States District Court Judge

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